

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
SOUTHEASTERN DIVISION

DONNA DECLUE,)	
)	
Plaintiff,)	
)	
v.)	Case No. 1:08CV54 RWS
)	
MICHAEL J. ASTRUE,)	
Commissioner of Social Security,)	
)	
Defendant.)	

ORDER

This matter is before the Court on Donna Declue's appeal from an adverse ruling of the Social Security Administration. Pursuant to 28 U.S.C. § 636(b), this matter was referred to United States Magistrate Judge Thomas C. Mummert, III, who filed his Report and Recommendation on October 14, 2008. It is Judge Mummert's recommendation that this case be dismissed for a failure to prosecute and a failure to comply with the Court's orders.

Any objections to Judge Mummert's Report and Recommendation had to be filed by October 27, 2008. Neither of the parties has filed an objection as of today's date.

Accordingly,

IT IS HEREBY ORDERED that the Report and Recommendation of the United States Magistrate Judge Thomas C Mummert, III [#12] is **SUSTAINED, ADOPTED AND INCORPORATED** herein.

IT IS FURTHER ORDERED that this case is **DISMISSED** under Fed. R. Civ. P. 41(b).



RODNEY W. SIPPEL
UNITED STATES DISTRICT JUDGE

Dated this 6th day of November, 2008.